

1 MICHAEL S. SORGAN (SBN 43107)
TANIA ROSE (SBN 151514)
2 240 Stockton Street, 9th Floor
San Francisco, CA 94108
3 Telephone: (415) 956-1360
Facsimile: (415) 956-6342

5 CARLETON L. BRIGGS (SBN 117361)
3510 Unocal Place, Suite 209
Santa Rosa, CA 95403-0918
6 Telephone: (707) 523-2251
Facsimile: (707) 523-2253

7 Attorneys for Plaintiffs
8 MARK J. HANSEN, MONICA S. HANSEN,
9 BERNIE L. HANSEN, KELLY A. HANSEN,
10 CARL J. BARTALDO, DONALD R. LANCASTER,
CONSTANCE A. LANCASTER and SHASTA GENERAL
ENGINEERING, INC.

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

WHEREAS counsel for plaintiffs shared with defendants' counsel by email a proposed motion, declaration and supporting memorandum to extend time for expert witness designation pursuant to FRCP 16(b); and

26 WHEREAS plaintiffs' counsel also suggested stipulations regarding other pending matters;
27
and

WHEREAS the parties wish to amicably resolve procedural disputes in the interest of convenience and economy;

3 THEREFORE the parties hereby stipulate and request the Court's approval of the following:

- 4 1. Defendants will withdraw their objection to the disclosure two days late of Everett P.
5 Harry as plaintiffs' damages expert;

6 2. Defendants may designate a rebuttal expert within two weeks after the Court's ruling
7 on their intended motion for summary judgment and the parties will depose the respective damages
8 experts within four weeks after the ruling on the motion for summary judgment;

9 3. Plaintiffs will dismiss Defendant Joyce Baral on condition that defendants will make
0 her available for testimony at trial without the need for a subpoena;

1 4. Plaintiffs will dismiss Defendants Bernie Renteria and Shon Hill unconditionally.

3 || DATED: July 13, 2006

LAW OFFICES OF MICHAEL S. SORGEN

/s/ Michael-Sorgen
Michael . Sorgen
Attorney for Plaintiffs

.8 | DATED: July 14, 2006

/s/ Kevin-Reager
Kevin Reager
Attorney for Defendants

ORDER

22 The court interprets this stipulation as a Motion to Modify the Pretrial Scheduling Order
23 pursuant to FRCP 16(b) and upon review of this stipulation and the history of this case finds that
24 good cause exists to modify the Pretrial Scheduling order. Accordingly, the Pretrial Scheduling
25 Order is modified to incorporate the added conditions as set forth in the stipulation above.

26 || IT IS SO ORDERED

27 | Dated: July 18, 2006

/s/ Frank C. Damrell Jr.
Honorable Frank C. Damrell, Jr.
United States District Judge